



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Bernd RIEDL et al.

Examiner: Deepak RAO

Serial No.: 09/993,647 (Appeal No. 2005-2388)

Group Art Unit: 1624

Filed: November 27, 2001

Title: ω -CARBOXYARYL SUBSTITUTED DIPHENYL UREAS AS RAF KINASE INHIBITORS

WITHDRAWAL OF APPEAL

Mail Stop Appeal
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The appeal in this case is hereby withdrawn in favor of the RCE being filed concurrently herewith.

The Commissioner is hereby authorized to charge any fees associated with this response or credit any overpayment to Deposit Account No. 13-3402.

Respectfully submitted,

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Date: September 9, 2005
AJZ:hlw K:\Bayer\18A\Withdrawal of Appeal.doc

CERTIFICATION OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Services as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on: **September 9, 2005**

Name: Sharon McDaniel

Signature: Sharon McDaniel
MILLEN, WHITE, ZELANO & BRANIGAN, P.C.